



ATTORNEYS AND COUNSELORS AT LAW

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March 3, 2006

VIA E-FILING & HAND DELIVERY

Mary Cottrell, Secretary
Department of Telecommunications and Energy
One South Station
Boston, MA 02110

Re: Milford Water Company, D.T.E. 05-97

Dear Secretary Cottrell:

Enclosed herewith is a Motion to Supplement/Reopen the Record in the above-referenced proceeding, along with the provisional filing (assuming a grant of the Motion) of the Affidavit of Henry C. Papuga. These filings are being made in the spirit of creating the most technically accurate record possible. The Company recognizes the normal process of waiting until the Motion is granted before submittal of the Affidavit, but understands that here where there is no other entity with full party status, this procedure is acceptable.

In the course of reviewing the transcript of the hearing held February 15, 2006 in this docket, and upon further research, the Company witness has determined that certain information needs to be corrected. Specifically, on pages 19 and 34 of the transcript the witness answered questions regarding the amortization under the proposed Note and the amount of the balloon payment at the end of the term of the Note.

The Affidavit and the attachment thereto will facilitate a complete and correct record. I would request that those documents be marked as Milford Water Company exhibits.

Any questions on this matter should be directed to the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric J. Krathwohl", written over a horizontal line.

Eric J. Krathwohl

Enclosures

RichMay

cc: John J. Geary, Hearing Officer
Stephen Crowley, Analyst – Rates and Revenue Requirements Division
James Byrnes, Analyst – Rates and Revenue Requirements Division
Henry C. Papuga
Gerald Moody, Esq.

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COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

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| MILFORD WATER COMPANY |) | D.T.E. 05-97 |
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**MILFORD WATER COMPANY
MOTION TO SUPPLEMENT/REOPEN THE RECORD**

Milford Water Company ("Milford" or the "Company") moves (pursuant to 220 CMR1.04(5)) that the Massachusetts Department of Telecommunications and Energy (the "Department") grant it leave to file additional information following the hearing (pursuant to 220 CMR 1.11(7)) or, in the alternative, that the Department grant a reopening of the record in this proceeding (pursuant to 220 CMR 1.11(8)). Such leave would allow the Company to provide evidence correcting oral testimony regarding certain payment requirements under the proposed Note, for which the Company seeks approval in this proceeding. It is not clear to the Company that the record has actually been formally closed, so this request is being made in the alternative.

Good cause to allow supplementing/reopening of the record exists because the evidence provided was not known at the time of the hearing and such information simply provides more accurate information regarding certain payment details.

Further, such additional information does not prejudice or inconvenience any party or the Department because the only other party to appear in the case is the Town of Milford which has Limited Participant status. The additional information is necessary to correct the record as it appears in the transcript of the hearing of February 15, 2006.

Specifically, at Transcript pages 19 and 34, there was on the record discussion of the level of monthly payments on the Note and the final balloon payment. After the hearing Mr. Papuga received information from the intended purchaser of the Note (Medway Cooperative Bank) that such payments were different, as shown on a communication from Medway Cooperative Bank that transmitted a loan amortization schedule.

The Department's rules and precedent simply require that there be good cause for such supplementing or reopening and consider fairness to other parties. The Company contends that such standard has been met for the reasons discussed herein.

CONCLUSION

For the reasons set forth above, the Department should allow the Company to supplement the record for the limited purpose of correcting the record as described.

Respectfully submitted,

MILFORD WATER COMPANY

A handwritten signature in black ink, appearing to read "Eric J. Krathwohl", is written over a horizontal line.

Eric J. Krathwohl, Esq.
Rich May, a Professional Corporation
176 Federal Street
Boston, MA 02110

Dated: March 3, 2006

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

MILFORD WATER COMPANY

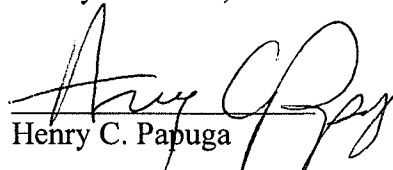
D.T.E. 05-97

AFFIDAVIT OF HENRY C. PAPUGA

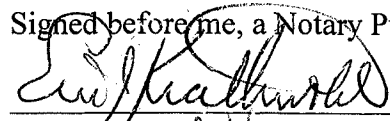
I, Henry C. Papuga depose and state that I have personal knowledge of the facts set forth herein.

1. I am employed by Milford Water Company (the "Company") as Manager. I am also a member of the Company's Board of Directors. As Manager, I am responsible for oversight of the Company's operations and I participate in strategic business decisions, including implementation of financing arrangements for the Company.
2. On February 15, 2006, I testified before the Department of Telecommunications and Energy in support of the Company's Petition for Approval of a long term Note in Docket D.T.E. 05-97. Subsequently, I reviewed the transcript of such hearing and I checked with the proposed purchaser of the long term Note regarding some of the details regarding Company payments to such purchaser and determined that corrections to my testimony were necessary.
3. Specifically, at pages 19 and 34, I agreed with the questions from the Bench that the Note's 25-year amortization would yield \$40,000 annual payments and a balloon payment of \$600,000. As shown in the attached amortization schedule provided to me by the purchaser of the Note, after the hearing, the monthly payment amount is \$6909.12, or \$82,909.44 annually and the balloon payment is \$780,770.08. The difference between these numbers and the numbers is the consideration of interest payments.

Signed under the pains and penalties of perjury this 2nd day of March, 2006.


Henry C. Papuga

Signed before me, a Notary Public, this 2nd day of March, 2006.



Notary Public

My Commission Expires: 4/23/2010

70 MAIN STREET
P.O. BOX 740
MEDWAY, MA 02053

Phone: 508-533-8661
Fax: 508-533-3850

**MEDWAY CO-
OPERATIVE BANK**

Attachment to
Affidavit of Henry C. Papuga

Fax

| | | | |
|---------------|-----------------------|-----------------|---------------------------|
| To: | Henry Papuga | From: | Mel McKee |
| Fax #: | 508-478-7997 | Fax #: | 508-533-3850 |
| Phone: | | Phone #: | 508-533-8661 ext 24 |
| Re: | Amortization Schedule | Pages: | 4 (including cover sheet) |
| | | Date: | February 21, 2006 |

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Hi Henry:

Attached as you requested, please find a partial amortization schedule for the pending term loan for Milford Water Company. Assuming all payments are made in accordance with the contract. The principal balance of the note will be \$780,770.08 after the 120th payment is made.

Please call me if you have any questions.

See you soon.

Mel

Loan Amortization Schedule

| Payment | Start Balance | Payment Amount | Interest Paid | Principal Paid | Ending Balance |
|---------|---------------|----------------|---------------|----------------|----------------|
| 1 | 1000000.00 | 6909.12 | 5625.00 | 1284.12 | 998715.88 |
| 2 | 998715.88 | 6909.12 | 5617.78 | 1291.34 | 997424.54 |
| 3 | 997424.54 | 6909.12 | 5610.51 | 1298.61 | 996125.93 |
| 4 | 996125.93 | 6909.12 | 5603.21 | 1305.91 | 994820.02 |
| 5 | 994820.02 | 6909.12 | 5595.86 | 1313.26 | 993506.76 |
| 6 | 993506.76 | 6909.12 | 5588.48 | 1320.64 | 992186.12 |
| 7 | 992186.12 | 6909.12 | 5581.05 | 1328.07 | 990858.05 |
| 8 | 990858.05 | 6909.12 | 5573.58 | 1335.54 | 989522.51 |
| 9 | 989522.51 | 6909.12 | 5566.06 | 1343.06 | 988179.45 |
| 10 | 988179.45 | 6909.12 | 5558.51 | 1350.61 | 986828.84 |
| 11 | 986828.84 | 6909.12 | 5550.91 | 1358.21 | 985470.63 |
| 12 | 985470.63 | 6909.12 | 5543.27 | 1365.85 | 984104.78 |
| 13 | 984104.78 | 6909.12 | 5535.59 | 1373.53 | 982731.25 |
| 14 | 982731.25 | 6909.12 | 5527.86 | 1381.26 | 981349.99 |
| 15 | 981349.99 | 6909.12 | 5520.09 | 1389.03 | 979960.96 |
| 16 | 979960.96 | 6909.12 | 5512.28 | 1396.84 | 978564.12 |
| 17 | 978564.12 | 6909.12 | 5504.42 | 1404.70 | 977159.42 |
| 18 | 977159.42 | 6909.12 | 5496.52 | 1412.60 | 975746.82 |
| 19 | 975746.82 | 6909.12 | 5488.58 | 1420.54 | 974326.28 |
| 20 | 974326.28 | 6909.12 | 5480.59 | 1428.53 | 972897.75 |
| 21 | 972897.75 | 6909.12 | 5472.55 | 1436.57 | 971461.18 |
| 22 | 971461.18 | 6909.12 | 5464.47 | 1444.65 | 970016.53 |
| 23 | 970016.53 | 6909.12 | 5456.34 | 1452.78 | 968563.75 |
| 24 | 968563.75 | 6909.12 | 5448.17 | 1460.95 | 967102.80 |
| 25 | 967102.80 | 6909.12 | 5439.95 | 1469.17 | 965633.63 |
| 26 | 965633.63 | 6909.12 | 5431.69 | 1477.43 | 964156.20 |
| 27 | 964156.20 | 6909.12 | 5423.38 | 1485.74 | 962670.46 |
| 28 | 962670.46 | 6909.12 | 5415.02 | 1494.10 | 961176.36 |
| 29 | 961176.36 | 6909.12 | 5406.62 | 1502.50 | 959673.86 |
| 30 | 959673.86 | 6909.12 | 5398.17 | 1510.95 | 958162.91 |
| 31 | 958162.91 | 6909.12 | 5389.67 | 1519.45 | 956643.46 |
| 32 | 956643.46 | 6909.12 | 5381.12 | 1528.00 | 955115.46 |
| 33 | 955115.46 | 6909.12 | 5372.52 | 1536.60 | 953578.06 |
| 34 | 953578.06 | 6909.12 | 5363.88 | 1545.24 | 952033.62 |
| 35 | 952033.62 | 6909.12 | 5355.19 | 1553.93 | 950479.69 |
| 36 | 950479.69 | 6909.12 | 5346.45 | 1562.67 | 948917.02 |
| 37 | 948917.02 | 6909.12 | 5337.66 | 1571.46 | 947345.56 |
| 38 | 947345.56 | 6909.12 | 5328.82 | 1580.30 | 945765.26 |
| 39 | 945765.26 | 6909.12 | 5319.93 | 1589.19 | 944176.07 |
| 40 | 944176.07 | 6909.12 | 5310.99 | 1598.13 | 942577.94 |
| 41 | 942577.94 | 6909.12 | 5302.00 | 1607.12 | 940970.82 |
| 42 | 940970.82 | 6909.12 | 5292.96 | 1616.16 | 939354.66 |
| 43 | 939354.66 | 6909.12 | 5283.87 | 1625.25 | 937729.41 |
| 44 | 937729.41 | 6909.12 | 5274.73 | 1634.39 | 936095.02 |
| 45 | 936095.02 | 6909.12 | 5265.53 | 1643.59 | 934451.43 |
| 46 | 934451.43 | 6909.12 | 5256.29 | 1652.83 | 932798.60 |
| 47 | 932798.60 | 6909.12 | 5246.99 | 1662.13 | 931136.47 |
| 48 | 931136.47 | 6909.12 | 5237.64 | 1671.48 | 929464.99 |
| 49 | 929464.99 | 6909.12 | 5228.24 | 1680.88 | 927784.11 |
| 50 | 927784.11 | 6909.12 | 5218.79 | 1690.33 | 926093.78 |
| 51 | 926093.78 | 6909.12 | 5209.28 | 1699.84 | 924393.94 |
| 52 | 924393.94 | 6909.12 | 5199.72 | 1709.40 | 922684.54 |

| Payment | Start Balance | Payment Amount | Interest Paid | Principal Paid | Ending Balance |
|---------|---------------|----------------|---------------|----------------|----------------|
| 53 | 922584.54 | 6909.12 | 5190.10 | 1719.02 | 920965.52 |
| 54 | 920965.52 | 6909.12 | 5180.43 | 1728.69 | 919236.83 |
| 55 | 919236.83 | 6909.12 | 5170.71 | 1738.41 | 917498.42 |
| 56 | 917498.42 | 6909.12 | 5160.93 | 1748.19 | 915750.23 |
| 57 | 915750.23 | 6909.12 | 5151.10 | 1758.02 | 913992.21 |
| 58 | 913992.21 | 6909.12 | 5141.21 | 1767.91 | 912224.30 |
| 59 | 912224.30 | 6909.12 | 5131.26 | 1777.86 | 910446.44 |
| 60 | 910446.44 | 6909.12 | 5121.26 | 1787.86 | 908658.58 |
| 61 | 908658.58 | 6909.12 | 5111.20 | 1797.92 | 906860.66 |
| 62 | 906860.66 | 6909.12 | 5101.09 | 1808.03 | 905052.63 |
| 63 | 905052.63 | 6909.12 | 5090.92 | 1818.20 | 903234.43 |
| 64 | 903234.43 | 6909.12 | 5080.69 | 1828.43 | 901406.00 |
| 65 | 901406.00 | 6909.12 | 5070.41 | 1838.71 | 899567.29 |
| 66 | 899567.29 | 6909.12 | 5060.07 | 1849.05 | 897718.24 |
| 67 | 897718.24 | 6909.12 | 5049.67 | 1859.45 | 895868.79 |
| 68 | 895868.79 | 6909.12 | 5039.21 | 1869.91 | 893998.88 |
| 69 | 893998.88 | 6909.12 | 5028.69 | 1880.43 | 892108.45 |
| 70 | 892108.45 | 6909.12 | 5018.11 | 1891.01 | 890217.44 |
| 71 | 890217.44 | 6909.12 | 5007.47 | 1901.65 | 888315.79 |
| 72 | 888315.79 | 6909.12 | 4996.78 | 1912.34 | 886403.45 |
| 73 | 886403.45 | 6909.12 | 4986.02 | 1923.10 | 884480.35 |
| 74 | 884480.35 | 6909.12 | 4975.20 | 1933.92 | 882546.43 |
| 75 | 882546.43 | 6909.12 | 4964.32 | 1944.80 | 880601.63 |
| 76 | 880601.63 | 6909.12 | 4953.38 | 1955.74 | 878645.89 |
| 77 | 878645.89 | 6909.12 | 4942.38 | 1966.74 | 876679.15 |
| 78 | 876679.15 | 6909.12 | 4931.32 | 1977.80 | 874701.35 |
| 79 | 874701.35 | 6909.12 | 4920.20 | 1988.92 | 872712.43 |
| 80 | 872712.43 | 6909.12 | 4909.01 | 2000.11 | 870712.32 |
| 81 | 870712.32 | 6909.12 | 4897.76 | 2011.36 | 868700.96 |
| 82 | 868700.96 | 6909.12 | 4886.44 | 2022.68 | 866678.28 |
| 83 | 866678.28 | 6909.12 | 4875.07 | 2034.05 | 864644.23 |
| 84 | 864644.23 | 6909.12 | 4863.62 | 2045.50 | 862598.73 |
| 85 | 862598.73 | 6909.12 | 4852.12 | 2057.00 | 860541.73 |
| 86 | 860541.73 | 6909.12 | 4840.55 | 2068.57 | 858473.16 |
| 87 | 858473.16 | 6909.12 | 4828.91 | 2080.21 | 856392.95 |
| 88 | 856392.95 | 6909.12 | 4817.21 | 2091.91 | 854301.04 |
| 89 | 854301.04 | 6909.12 | 4805.44 | 2103.68 | 852197.36 |
| 90 | 852197.36 | 6909.12 | 4793.61 | 2115.51 | 850081.85 |
| 91 | 850081.85 | 6909.12 | 4781.71 | 2127.41 | 847954.44 |
| 92 | 847954.44 | 6909.12 | 4769.74 | 2139.38 | 845815.06 |
| 93 | 845815.06 | 6909.12 | 4757.71 | 2151.41 | 843663.65 |
| 94 | 843663.65 | 6909.12 | 4745.61 | 2163.51 | 841500.14 |
| 95 | 841500.14 | 6909.12 | 4733.44 | 2175.68 | 839324.46 |
| 96 | 839324.46 | 6909.12 | 4721.20 | 2187.92 | 837136.54 |
| 97 | 837136.54 | 6909.12 | 4708.89 | 2200.23 | 834935.31 |
| 98 | 834935.31 | 6909.12 | 4696.52 | 2212.60 | 832723.71 |
| 99 | 832723.71 | 6909.12 | 4684.07 | 2225.05 | 830498.66 |
| 100 | 830498.66 | 6909.12 | 4671.55 | 2237.57 | 828261.09 |
| 101 | 828261.09 | 6909.12 | 4658.97 | 2250.15 | 826010.94 |
| 102 | 826010.94 | 6909.12 | 4646.31 | 2262.81 | 823748.13 |
| 103 | 823748.13 | 6909.12 | 4633.58 | 2275.54 | 821472.59 |
| 104 | 821472.59 | 6909.12 | 4620.78 | 2288.34 | 819184.25 |
| 105 | 819184.25 | 6909.12 | 4607.91 | 2301.21 | 816883.04 |
| 106 | 816883.04 | 6909.12 | 4594.97 | 2314.15 | 814568.89 |

| Payment | Start Balance | Payment Amount | Interest Paid | Principal Paid | Ending Balance |
|---------|---------------|----------------|---------------|----------------|----------------|
| 107 | 814568.89 | 6909.12 | 4581.95 | 2327.17 | 812241.72 |
| 108 | 812241.72 | 6909.12 | 4568.86 | 2340.26 | 809901.46 |
| 109 | 809901.46 | 6909.12 | 4555.70 | 2353.42 | 807548.04 |
| 110 | 807548.04 | 6909.12 | 4542.46 | 2366.66 | 805181.38 |
| 111 | 805181.38 | 6909.12 | 4529.15 | 2379.97 | 802801.41 |
| 112 | 802801.41 | 6909.12 | 4515.76 | 2393.36 | 800408.05 |
| 113 | 800408.05 | 6909.12 | 4502.30 | 2406.82 | 798001.23 |
| 114 | 798001.23 | 6909.12 | 4488.76 | 2420.36 | 795580.87 |
| 115 | 795580.87 | 6909.12 | 4475.14 | 2433.98 | 793146.89 |
| 116 | 793146.89 | 6909.12 | 4461.45 | 2447.67 | 790699.22 |
| 117 | 790699.22 | 6909.12 | 4447.68 | 2461.44 | 788237.78 |
| 118 | 788237.78 | 6909.12 | 4433.84 | 2475.28 | 785762.50 |
| 119 | 785762.50 | 6909.12 | 4419.91 | 2489.21 | 783273.29 |
| 120 | 783273.29 | 6909.12 | 4405.91 | 2503.21 | 780770.06 |
| 121 | 780770.06 | 6909.12 | 4391.83 | 2517.29 | 778252.79 |
| 122 | 778252.79 | 6909.12 | 4377.67 | 2531.45 | 775721.34 |
| 123 | 775721.34 | 6909.12 | 4363.43 | 2545.69 | 773175.65 |
| 124 | 773175.65 | 6909.12 | 4349.11 | 2560.01 | 770615.64 |
| 125 | 770615.64 | 6909.12 | 4334.71 | 2574.41 | 768041.23 |
| 126 | 768041.23 | 6909.12 | 4320.23 | 2588.89 | 765452.34 |
| 127 | 765452.34 | 6909.12 | 4305.67 | 2603.45 | 762848.89 |
| 128 | 762848.89 | 6909.12 | 4291.03 | 2618.09 | 760230.80 |
| 129 | 760230.80 | 6909.12 | 4276.30 | 2632.82 | 757597.96 |
| 130 | 757597.96 | 6909.12 | 4261.49 | 2647.63 | 754950.35 |
| 131 | 754950.35 | 6909.12 | 4246.60 | 2662.52 | 752287.83 |
| 132 | 752287.83 | 6909.12 | 4231.62 | 2677.50 | 749610.33 |
| 133 | 749610.33 | 6909.12 | 4216.56 | 2692.56 | 746917.77 |
| 134 | 746917.77 | 6909.12 | 4201.41 | 2707.71 | 744210.06 |
| 135 | 744210.06 | 6909.12 | 4186.18 | 2722.94 | 741487.12 |
| 136 | 741487.12 | 6909.12 | 4170.87 | 2738.25 | 738748.87 |
| 137 | 738748.87 | 6909.12 | 4155.46 | 2753.66 | 735995.21 |
| 138 | 735995.21 | 6909.12 | 4139.97 | 2769.15 | 733226.06 |
| 139 | 733226.06 | 6909.12 | 4124.40 | 2784.72 | 730441.34 |
| 140 | 730441.34 | 6909.12 | 4108.73 | 2800.39 | 727640.95 |
| 141 | 727640.95 | 6909.12 | 4092.98 | 2816.14 | 724824.81 |
| 142 | 724824.81 | 6909.12 | 4077.14 | 2831.98 | 721992.83 |
| 143 | 721992.83 | 6909.12 | 4061.21 | 2847.91 | 719144.92 |
| 144 | 719144.92 | 6909.12 | 4045.19 | 2863.93 | 716280.99 |
| 145 | 716280.99 | 6909.12 | 4029.08 | 2880.04 | 713400.95 |
| 146 | 713400.95 | 6909.12 | 4012.88 | 2896.24 | 710504.71 |
| 147 | 710504.71 | 6909.12 | 3996.59 | 2912.53 | 707592.18 |
| 148 | 707592.18 | 6909.12 | 3980.21 | 2928.91 | 704663.27 |
| 149 | 704663.27 | 6909.12 | 3963.73 | 2945.39 | 701717.88 |
| 150 | 701717.88 | 6909.12 | 3947.16 | 2961.96 | 698755.92 |
| 151 | 698755.92 | 6909.12 | 3930.50 | 2978.62 | 695777.30 |
| 152 | 695777.30 | 6909.12 | 3913.75 | 2995.37 | 692781.93 |
| 153 | 692781.93 | 6909.12 | 3896.90 | 3012.22 | 689769.71 |
| 154 | 689769.71 | 6909.12 | 3879.95 | 3029.17 | 686740.54 |
| 155 | 686740.54 | 6909.12 | 3862.92 | 3046.20 | 683694.34 |
| 156 | 683694.34 | 6909.12 | 3845.78 | 3063.34 | 680631.00 |
| 157 | 680631.00 | 6909.12 | 3828.55 | 3080.57 | 677550.43 |
| 158 | 677550.43 | 6909.12 | 3811.22 | 3097.90 | 674452.53 |
| 159 | 674452.53 | 6909.12 | 3793.80 | 3115.32 | 671337.21 |
| 160 | 671337.21 | 6909.12 | 3776.27 | 3132.85 | 668204.36 |